IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Michael Jon Wurtz

Examiner: Fatimat Olaniran

Serial No.:

10/796,526 March 9, 2004 Group Art Unit: 2615 Docket: 1700.002US2

Confirmation No.: 1948

Customer No.: 21186

Confirmation No.: 1948

Title: AUTOMATIC

AUTOMATIC TURN-ON AND TURN-OFF CONTROL FOR BATTERY-

POWERED HEADSETS

PETITION FOR A FIVE-MONTH EXTENSION OF TIME

Mail Stop RCE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

In accordance with the provision of 37 C.F.R § 1.136(a), it is respectfully requested that a five-month extension of time be granted in which to respond to the Notice of Appeal filed January 12, 2009, said period of response being extended from March 12, 2009 to August 12, 2009.

Please charge Deposit Account No. 19-0743 in the amount of \$2,350.00 to cover the required extension fee. Please charge any additional fees or credit overpayment to deposit Account No. 19-0743.

Respectfully submitted,

SCHWEGMAN, LUNDBERG & WOESSNER, P.A.

P.O. Box 2938

Minneapolis, MN 55402

(612) 349-9593

Date August 12, 2009

Eduardo E. Drake

Reg. No. 40,594

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being filed using the USPTO's electronic filing system EFS-Web, and is addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 12th day of August, 2009.

Kathryn Grinnell

Name

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